

Issued November 28, 1913.

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

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## NOTICE OF JUDGMENT NO. 2577.

(Given pursuant to section 4 of the Food and Drugs Act.)

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**U. S. v. Kimball Bros. & Co. Plea of guilty. Fine, \$200.**

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### MISBRANDING OF LEMON PRODUCT.

On September 11, 1912, the United States Attorney for the District of Vermont, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Kimball Bros. & Co., a corporation, Enosburg Falls, Vt., alleging shipment by said company, in violation of the Food and Drugs Act, on August 1, 1911, from the State of Vermont into the State of New York, of a quantity of lemon oil, extract, or flavor, which was misbranded. The product was labeled: "Green Mountain Freedom and Unity brand Lemon. Oil Lemon  $3\frac{1}{2}$  %. Guaranteed by Kimball Brothers & Company, under the Food and Drugs Act, June 30, 1906. Serial No. 2310, prepared by Kimball Bros. & Co., Enosburg Falls, Vt."

Analysis of a sample of the product by the Bureau of Chemistry of this Department showed the following results: Specific gravity ( $15.6^{\circ}$  C.), 0.8855; alcohol (per cent by volume), 69.70; methyl alcohol (per cent by volume), none; oil (per cent by volume), (a) by polarization, 1.94; (b) by precipitation, 2.2; citral (per cent by weight, Hiltner), 0.202; aldehydes (Chace), 0.223 per cent; color, no artificial color found. Misbranding of the product was alleged in the information for the reason that the product was labeled as set forth above, whereas, in truth and in fact, it did not contain  $3\frac{1}{2}$  per cent of oil of lemon, and did not in fact contain more than 2.6 per cent of oil of lemon.

On December 17, 1912, the defendant company entered a plea of guilty to the information and the court imposed a fine of \$200.

B. T. GALLOWAY,  
*Acting Secretary of Agriculture.*

WASHINGTON, D. C., *September 11, 1913.*